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\*\*E-filed 5/22/06\*\*

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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

TAMARA ZELTSER,

Plaintiff,

v.

SELECT COMFORT RETAIL  
CORPORATION,

Defendant.

Case No. C06-00146 JF (E-Filing)

**JOINT STIPULATION AND [PROPOSED]  
ORDER SELECTING ADR PROCESS**

**ADR CERTIFICATION**

The parties stipulate to participate in the following ADR process:

**Court Processes:**

☐ Arbitration      ☐ ENE      ☒ Mediation

The parties request that the mediator be familiar with the California and Federal labor laws; specifically those statutes and regulations related to working hours and the payment of overtime.

1 The parties agree to hold the ADR session by:

2 ☒ The presumptive deadline (The deadline is 90 days from the date of the order  
3 referring the case to an ADR process unless otherwise ordered.)

4 Dated: \_\_\_\_\_

5 ROBERT BAKER  
6 Attorney for Plaintiff

7 Dated: 5/15/06

8 BRIAN T. MCMILLAN  
9 Attorney for Defendant

10 IT IS SO ORDERED:

11 Dated: 5/19/06

12 HON. JEREMY FOGEL  
13 UNITED STATES DISTRICT JUDGE

14 **SIGNATURE AND CERTIFICATION BY PARTIES AND LEAD TRIAL COUNSEL**

15 Pursuant to Civ. L.R. 16 and ADR L.R. 305(b), each of the undersigned certifies that  
16 he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern  
17 District of California," or the specified portions of the ADR Unit's Internet site  
18 <[www.adr.cand.uscourts.gov](http://www.adr.cand.uscourts.gov)>, discussed the available dispute resolution options provided by the  
19 court and private entities, and considered whether this case might benefit from any of them.

20 Dated: 5/16/06

21 Tamara Zeltser  
22 TAMARA ZELTSE  
23 Plaintiff

24 Dated: 5-16-06

25 ROBERT BAKER  
26 Attorney for Plaintiff, TAMARA ZELTSE

27 Dated: 5/15/06

28 SELECT COMFORT RETAIL CORPORATION  
Defendant

29 Dated: 5/16/06

30 BRIAN T. MCMILLAN  
31 Attorney for Defendant  
32 SELECT COMFORT RETAIL CORPORATION